

MANDATE

UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

THURGOOD MARSHALL U.S. COURT HOUSE

40 FOLEY SQUARE, NEW YORK, N.Y. 10007

Catherine O'Hagan Wolfe

CLERK OF COURT

Date: 4/2/08

Docket Number: 07-3937-op

Short Title: Espinal v. USA

DC Docket Number: 07-cv-5478

DC: SDNY (NEW YORK CITY)

DC Judge: Honorable Shira Scheindli

At a stated term of the United States Court of Appeals for the Second Circuit, Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, in the City of New York, on the 2nd day of April, two thousand eight.

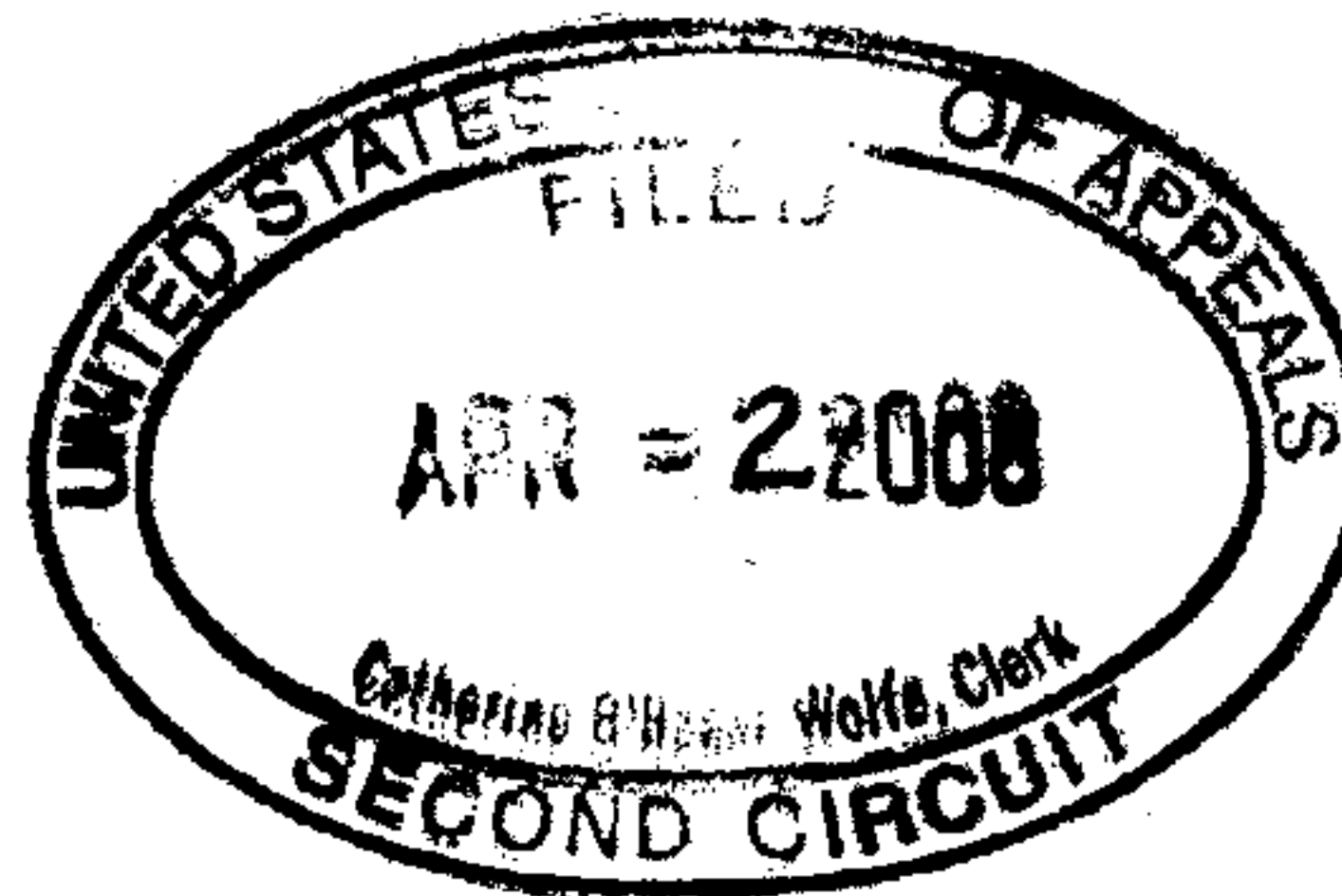
George Espinal,

Petitioner,

v.

USA,

Respondent.



NOTICE HAVING BEEN GIVEN that the petitioner was required to file an application requesting that this court authorize a second or successive habeas corpus petition in the United States District Court, and **PETITIONER HAVING FAILED** to file said application within the **FORTY FIVE DAYS** prescribed, **authorization for the underlying petition is DENIED pursuant to Liriano v. USA, 95 F.3d 119 (2nd Cir. (NY))**. Any motions pending prior to the entry of this order of dismissal are deemed **MOOT**.

CERTIFICATE OF MAILING

The undersigned Deputy Clerk hereby certifies that this order was mailed this date to all parties to this action.

For the Court:

Catherine O'Hagan Wolfe, Clerk

By: *Gislaine Phillip*

Gislaine Phillip, Deputy Clerk

A TRUE COPY

Catherine O'Hagan Wolfe, Clerk

by *Gislaine Phillip*

Deputy Clerk

ISSUED AS MANDATE APR 2 2008

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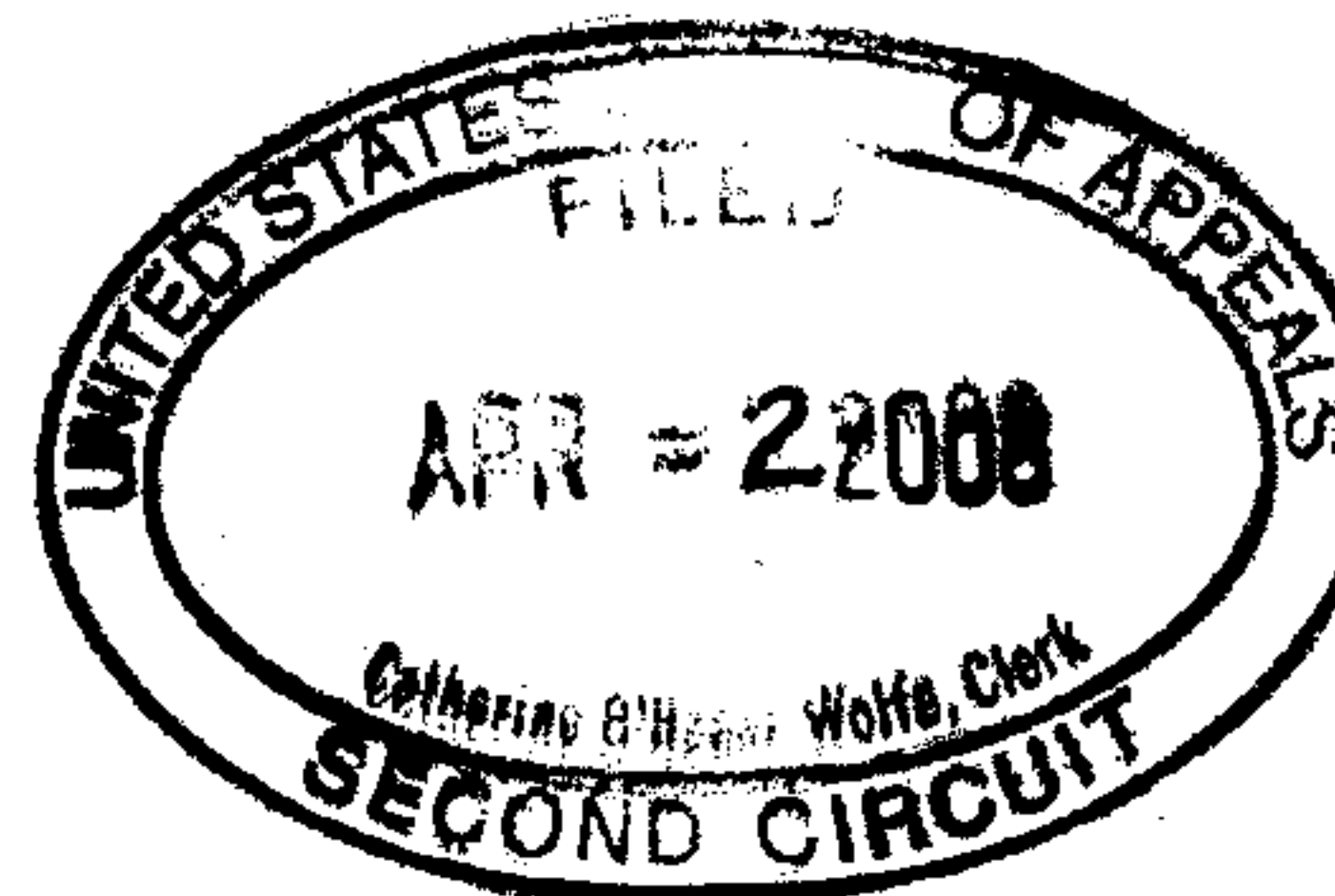
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By: Gislaine Phillip
Gislaine Phillip, Deputy Clerk

THE HONORABLE CLERK OF COURT
ITEMS BELOW HAVE BEEN RECEIVED
☐ OPINION ☐ STATEMENT OF COSTS
☒ ORDER

RECEIVED BY: _____ DATE _____